

# **Minutes of the Malvern City Council**

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Held in the City Hall Courtroom

**Monday, February 13, 2006**

The Malvern City Council met for its regular monthly meeting on Monday, February 13, 2006 at 7:00 p.m. in the City Hall Courtroom. Present for the meeting were Council members Mary Fraction, William Wilson, Jan Glidewell, Tom R. Young Jr., C.E. West, Gay Birch, Larry Stiles, and Bob Jones. Also present were Treasurer Rebecca Draper, Attorney Mark Roberts and Clerk Phyllis Dial. It was announced that Mayor Northcutt was ill with the flu, and in his absence Attorney Mark Roberts presided over the meeting. The invocation and pledge were led by Rev. Micah May, Associate Pastor of the First Assembly of God Church.

A motion was made by Jones, seconded by Glidewell to adopt the minutes of the regular December meeting. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All voting for motion carried. A motion was made by Jones, seconded by Fraction, to accept departmental reports as mailed out. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All voting for motion carried.

Council Member Glidewell introduced an ordinance amending Ordinance No. 05-01 and the City's 2005 budget. The Clerk read the ordinance. A motion was made by Young, seconded by Fraction to suspend the rules and place the ordinance on its second reading by title only. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the ordinance was read for the second reading by title only. A motion was made by West, seconded by Glidewell to suspend the rules and place the ordinance on its third and final reading by title only. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the Clerk read the ordinance for its third and final reading by title only. A motion was made by Young, seconded by Wilson to adopt the ordinance. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the ordinance was adopted and assigned No. 06-02. A motion was made by Glidewell, seconded by Fraction to adopt the emergency clause of the ordinance. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the emergency clause was declared adopted.

## **ORDINANCE NO. 06-02**

### **AN ORDINANCE AMENDING ORDINANCE NO. 05-01 AND THE BUDGET FOR THE CITY OF MALVERN FOR THE YEAR 2005, DECLARING AN EMERGENCY**

Council Member Jones introduced an ordinance amending Ordinance No. 05-17 and the property description for the alley in Block 37, as requested by the Title Company for Wal-Green's. Attorney Roberts stated that the amended property description did not change anything that was previously done. The Clerk read the ordinance. A motion was made by Fraction, seconded by Glidewell to suspend the rules and place the ordinance on its second reading by title only. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the ordinance was read for the second reading by title only. A motion was made by

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Glidewell, seconded by Fraction to suspend the rules and place the ordinance on its third and final reading by title only. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the Clerk read the ordinance for its third and final reading by title only. A motion was made by Glidewell, seconded by Jones to adopt the ordinance. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the ordinance was adopted and assigned No. 06-03. A motion was made by Jones, seconded by Fraction to adopt the emergency clause of the ordinance. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the emergency clause was declared adopted.

## **ORDINANCE NO. 06-03**

### **AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 05-17, CLOSING A PORTION OF THE ALLEY RUNNING NORTH AND SOUTH IN BLOCK 37 OF THE CITY OF MALVERN, ARKANSAS**

Council Member Jones introduced a resolution condemning property in the City of Malvern. The City Clerk read the resolution. Upon a motion by Jones, seconded by Fraction, the Council voted by roll call to adopt the resolution. Voting for the motion were Council members Fraction, Wilson, Glidewell, Young, West, Birch, Stiles, and Jones. All present voting for motion carried and the resolution was adopted and assigned No. 02-06.

## **RESOLUTION NO. 02-06**

### **A RESOLUTION DECLARING CERTAIN PROPERTIES IN THE CITY OF MALVERN, ARKANSAS AS UNFIT AND UNSAFE STRUCTURES**

Attorney Roberts announced that the March council meeting will be held on Monday, March 20, and the agenda, finance, and parks meetings will be held on Monday, March 6.

There being no further business, and upon a motion by Jones, seconded by Glidewell, the meeting was adjourned.

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Mayor

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City Clerk